

## IAP6 Rec'd PCT/PTO 30 JUL 2007

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of	
SYMENS et al.	) Group Art Unit )
Serial No. 10/590,449	Certificate of Mailing
Filed: August 24, 2006	<ul> <li>I hereby certify that this correspondence was deposited with the</li> <li>United States Postal Service as first class mail in an envelope addressed to: Mail Stop MISSING PARTS, Commissioner for</li> </ul>
For: TIRE LABELING SYSTEM	Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this  27th day of July, 2007.  Michelle L. Garro, Sec'y to Andrew B. Morton

#### TRANSMITTAL SHEET

Enclosed are the following documents:

Response to Notice of Missing Requirements under 35 U.S.C. 371 (w/attached Certificate of Mailing)

> Copy of PTO Notice of Missing Requirements (mailed 04/27/07) Signed Declaration and Power of Attorney Document (4 pages)

Request for 1 month Extension of Time (w/attached Certificate of Mailing)

Form PTO-2038 Credit Card Authorization (filing of Missing Parts fee)

Form PTO-2038 One month Extension of Time fee Return Receipt Postcard

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 18-0987. If a withdrawal is required from Deposit Account No. 18-0987, the undersigned Attorney respectfully requests that the Commissioner of Patents and Trademarks cite Attorney Docket No. CTA.P0003 for billing purposes.

Respectfully submitted,

08/03/2007 LLANDGRA 00000009 10590449

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Andrew B. Morton, Reg. No. 37,400

Renner, Kenner, Greive, Bobak, Taylor & Weber

morton@rennerkenner.com

First National Tower -- Fourth Floor

Akron, Ohio 44308-1456 Telephone: (330) 376-1242 Facsimile: (330) 376-9646

Attorney for Applicants

E-mail:

Attorney Docket No. CTA.P0003

Page 1 of 2 por



#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Viginia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO.

10/590,449 Ronald Symens CTA.P0003

INTERNATIONAL APPLICATION NO.

PCT/US05/06546

Andrew B. Morton
Renner, Kenner, Grieve, Bobak, Taylor & Weber
First National Tower, Fourth Floor
Akron, OH 44308-1456

 I.A. FILING DATE
 PRIORITY DATE

 02/28/2005
 02/27/2004

**CONFIRMATION NO. 8464** 

APR 3 G 2007

BENNER, KENMER, GARRIER, BORRIER, WAYLOR & GARRIER,

371 FORMALITIES LETTER

\*OC000000023559560\*

Date Mailed: 04/27/2007

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 08/24/2006
- Copy of the International Search Report filed on 08/24/2006
- Copy of IPE Report filed on 08/24/2006
- Information Disclosure Statements filed on 11/27/2006
- Oath or Declaration filed on 08/24/2006
- Small Entity Statement filed on 08/24/2006
- Request for Immediate Examination filed on 08/24/2006
- U.S. Basic National Fees filed on 08/24/2006
- Priority Documents filed on 08/24/2006
- Specification filed on 08/24/2006
- Claims filed on 08/24/2006
- Abstracts filed on 08/24/2006
- Drawings filed on 08/24/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath
or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27,
must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

• \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. <a href="https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html">https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html</a>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

#### PART 1 - ATTORNEY/APPLICANT COPY

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/590.449	PCT/US05/06546	CTA.P0003

FORM PCT/DO/EO/905 (371 Formalities Notice)



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For: TIRE LABELING SYSTEM	Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this  27th day of July, 2007.  Michelle L. Garro, Sec'y to Andrew B. Morton

# RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application dated April 27, 2007, a copy of which is enclosed, the Applicants, through their attorney, enclose herewith:

- 1. the signed Declaration;
- 2. Form PTO-2038 Credit Card Authorization

In the event that a fee required for the filing of this document is missing or insufficient, the undersigned attorney hereby authorizes the Commissioner to charge payment of any fees associated with this communication or to credit any overpayment to Deposit Account No. 18-0987. If a withdrawal is required from Deposit Account No. 18-0987, the undersigned Attorney respectfully requests that the Commissioner of Patents and

### Trademarks cite Attorney Docket Number CTA.P0003 for billing purposes.

Respectfully submitted,

Andrew B. Morton, Reg. No. 37,400

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Facsimile: (330) 376-9646

E-mail: morton@rennerkenner.com

Attorney for Applicants

Attorney Docket No. CTA.P0003